

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1171 Session of 2022

INTRODUCED BY HUTCHINSON, BOSCOLA, KANE, MENSCH, J. WARD, PITTMAN AND STEFANO, APRIL 1, 2022

AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 28, 2022

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in size, weight and load, further providing for
3 RESTRICTIONS ON USE OF HIGHWAYS AND BRIDGES, FOR SECURING <--
4 LOADS IN VEHICLES AND FOR permit for movement during course
5 of manufacture.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. ~~Section 4968(a.2)(10)(i) introductory paragraph <--~~
9 and (ii) introductory paragraph of Title 75 of the Pennsylvania
10 Consolidated Statutes are amended to read:

11 SECTION 1. SECTION 4902(A)(5) OF TITLE 75 OF THE <--
12 PENNSYLVANIA CONSOLIDATED STATUTES IS AMENDED AND THE SUBSECTION
13 IS AMENDED BY ADDING A PARAGRAPH TO READ:

14 § 4902. RESTRICTIONS ON USE OF HIGHWAYS AND BRIDGES.
15 (A) RESTRICTIONS BASED ON CONDITION OF HIGHWAY OR BRIDGE.--

16 * * *

17 (2.1) GOVERNMENT-OWNED VEHICLES, VEHICLES OF LOCAL
18 GOVERNMENT AGENCY CONTRACTORS PROVIDING MATERIAL FOR

1 MAINTENANCE AND DEPARTMENT CONTRACTORS ENGAGED IN OR
2 PROVIDING MATERIAL FOR CONSTRUCTION OR MAINTENANCE SHALL BE
3 EXEMPTED FROM RESTRICTIONS ON THE USE OF HIGHWAYS, EXCEPT
4 BRIDGES, IMPOSED UNDER THIS SUBSECTION IN ACCORDANCE WITH
5 DEPARTMENT REGULATIONS. THE FOLLOWING TYPES OF DOCUMENTS
6 SHALL CONSTITUTE EVIDENCE THAT A VEHICLE IS TRAVELING TO OR
7 FROM A SITE IN ACCORDANCE WITH THIS PARAGRAPH:

8 (I) A BILL OF LADING.

9 (II) A SHIPPING ORDER.

10 (III) A SERVICE ORDER OR OTHER DOCUMENT THAT
11 INDICATES THE ADDRESS OF THE SITE AND PURPOSE OF THE
12 TRIP.

13 * * *

14 (5) THE EXEMPTIONS AND RELATED REQUIREMENTS UNDER
15 PARAGRAPH (4) MAY REMAIN IN EXISTENCE ONLY UNTIL DECEMBER 31,
16 [2023] 2028. EXEMPTIONS FOR LOCAL DELIVERY OR PICKUP MAY NOT
17 INCLUDE TRAFFIC GOING TO OR COMING FROM A SITE AT WHICH
18 MINERALS, NATURAL GAS OR NATURAL RESOURCES ARE DEVELOPED,
19 HARVESTED OR EXTRACTED, NOTWITHSTANDING WHETHER THE SITE IS
20 LOCATED AT A RESIDENCE, A COMMERCIAL SITE OR ON FARMLAND.
21 DELIVERY OR PICKUP OF LOGS OR OTHER FOREST PRODUCTS TO OR
22 FROM PERMANENT PROCESSING MILLS LOCATED ON OR REACHABLE ONLY
23 THROUGH POSTED HIGHWAYS SHALL BE CONSIDERED LOCAL DELIVERY OR
24 PICKUP. DELIVERY OR PICKUP OF COAL TO OR FROM PERMANENT COAL
25 REPROCESSING OR PREPARATION PLANTS LOCATED ON OR REACHABLE
26 ONLY THROUGH POSTED HIGHWAYS AND NOT ON THE SAME POSTED
27 HIGHWAY AS A SITE AT WHICH COAL IS EXTRACTED SHALL BE
28 CONSIDERED LOCAL DELIVERY OR PICKUP.

29 * * *

30 SECTION 2. SECTIONS 4903(C.2) AND 4968(A.2) (10) (I)

1 INTRODUCTORY PARAGRAPH AND (II) INTRODUCTORY PARAGRAPH OF TITLE
2 75 ARE AMENDED TO READ:

3 § 4903. SECURING LOADS IN VEHICLES.

4 * * *

5 (C.2) LOAD OF BALED GARBAGE.--GARBAGE, MUNICIPAL WASTE,
6 WASTE, REFUSE OR RUBBISH IN A TIGHTLY COMPACTED AND BALED FORM
7 BEING TRANSPORTED THROUGH OR WITHIN THIS COMMONWEALTH SHALL BE
8 SECURELY FASTENED TO THE VEHICLE AND COVERED OVER ALL EXPOSED
9 AREAS BY BEING PLACED WITHIN A WOVEN BAG OR WITH A CANVAS COVER
10 OR COVER OF A COMPARABLE TYPE [WHICH]. IF A CANVAS COVER OR
11 COVER OF A COMPARABLE TYPE IS USED, THE COVER SHALL BE SECURELY
12 ATTACHED TO THE UNDERSIDE OF ALL SIDES OF THE TRUCK, TRAILER OR
13 SEMITRAILER [TO PREVENT] BY STRAPS. A WOVEN BAG, CANVAS COVER OR
14 COVER OF A COMPARABLE TYPE SHALL HAVE THE PURPOSE OF PREVENTING
15 ANY OF THE MATERIAL FROM THE BALES FROM ESCAPING. NO PART OF ANY
16 BALE SHALL BE UNCOVERED, EXCEPT FOR INSPECTION, AT ANY TIME
17 DURING TRANSPORTATION WITHIN OR THROUGH THIS COMMONWEALTH UNTIL
18 ARRIVAL AT THE DISPOSAL SITE.

19 * * *

20 § 4968. Permit for movement during course of manufacture.

21 * * *

22 (a.2) Specifications.--

23 * * *

24 (10) A combination of vehicles which is hauling pulpwood
25 or wood chips from a specified source to a pulp mill may be
26 permitted by the department and local authorities to move
27 upon specified highways within their respective jurisdictions
28 subject to the following conditions:

29 (i) The vehicle must be a minimum five-axle
30 combination - three-axle truck tractor meeting the

1 following characteristics:

2 * * *

3 (ii) The vehicle must be a minimum six-axle
4 combination - three-axle truck tractor meeting the
5 following characteristics:

6 * * *

7 Section 2 3. This act shall take effect in 60 days.

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